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**RESPONSE TO OHIO ENVIRONMENTAL PROTECTION AGENCY'S
NOTICE OF DEFICIENCY FOR THE RESOURCE CONSERVATION
RECOVERY ACT PART B PERMIT APPLICATION**

06/02/94

DOE-1849-94
DOE-FN OEPA
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RESPONSE



Department of Energy
Fernald Environmental Management Project
P.O. Box 398705
Cincinnati, Ohio 45239-8705
(513) 738-6357

JUN 0 2 1994

DOE-1849-94

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Do we have
Ref.
NO -
but we need
it.

G-000-102.

Mr. Harold O'Connell
Ohio Environmental Protection Agency
Southwest District Office
Division of Hazardous Waste Management
40 South Main Street
Dayton, Ohio 45402-2086

Dear Mr. O'Connell:

**RESPONSE TO OHIO ENVIRONMENTAL PROTECTION AGENCY'S NOTICE OF DEFICIENCY FOR
THE Resource Conservation and Recovery Act PART B PERMIT APPLICATION**

Reference: Harold O'Connell, OEPA, to J. Phil Hamric, DOE-FN, dated
April 15, 1994

Based on discussions with Ohio Environmental Protection Agency (OEPA) on May 5, 1994, as well as a review of information needed to be added or revised in the Resource Conservation and Recovery Act (RCRA) Part B Permit Application, the Fernald Environmental Management Project (FEMP) believes an extension to the 55 day response time requested by the OEPA is warranted.

FEMP proposes sending in the next revision to the RCRA Part B Permit Application by September 15, 1994. As discussed at the May 5, 1994, meeting, the extension would be necessary to incorporate possible changes to reflect the potential receipt of off-site incinerator residues from the Oak Ridge incinerator. Addressing the receipt of off-site waste will require revisions to several sections of the Part B Permit Application and was a major topic of concern within the latest Part B review comments from OEPA. The final disposition of the residues may not be known until the end of July, 1994. Therefore, since a revised Part B Permit Application is scheduled for transmittal to the OEPA on June 15, 1994, FEMP requests that the comments submitted in reference above as well as the receipt of off-site waste be addressed in a September 15, 1994, revision.

At the May 5 meeting, OEPA discussed sending all of the revised pages at one time, or sending the revised pages in two stages:

1. Send revised pages which aren't affected by off-site waste actions within 55 days

2. Send revised pages affected by off-site waste actions at a later date

FEMP suggests sending all of the revised pages at one time to prevent confusion and to prevent the initiation of two separate review cycles which could happen with two separate submittals.

If you or your staff have any questions concerning this matter, please contact Ed Skintik of my staff at (513) 648-3151.

Sincerely,

Wally Quaider
Walter J. Quaider
Assistant Manager
Technical Support

FN:Skintik

cc:

K. A. Chaney, EM-423
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RCRA Operating Record, FERMCO